Punishment of certain public servants for derelicion of duty in connection with the reception of the Azhvanchery Thamprakal.

109. ***Mr. J. John Kattakayam :** Will the Government be pleased to state the officers depromoted, suspended and fined for irregularities in connection with the reception of the Azhvanchery Thamprakal on his way to attend the Murajapam ?

Rao Bahadur Dr. N. Kunjan Pillai : The Tahsildar, the Deputy Tahsildar and the clerk concerned in the taluks of Ambalapuzha and Parur were suitably punished.

Mr. J. John Kattakayam : ഇവക്കു നൽകിയ ശിക്ഷ എന്താണെന്നു മെംബക്കു പറയാമോ?

Rao Bahadur Dr. N. Kuujan Pillai : ആഫിസേഴ്സിനെ ശിക്ഷിക്കുന്നതു് കാൺഫിഡൻഷ്യലാണു്.

Mr. J. John Kattakayam : പരസ്യമായിട്ടു ഇപ്രകാരം താക്കീതു ചെയ്യാമെങ്കിൽ ആ ശിക്ഷയുടെ പ്രകൃതമെന്തെന്നു പറയരുതോ?

Rao Bahadur Dr. N. Kunjan Pillai : സാധാരണ ഇങ്ങിനെയുള്ള ഓട്ടുങ്ങൾക്കുത്തരം പറയാറില്ല.

Mr. J. John Kattakayam : അതിനുള്ള കാരണമെന്താണു്.

Rao Bahadur Dr. N. Kunjan Pillai : അതു കാൺഫിഡൻഷ്യലാണെന്നുള്ളതു തന്നെ.

Mr. J. John Kattakayam : ഇങ്ങിനെ നൽകുന്ന ശിക്ഷകളെ അസ്ഥിരപ്പെടുത്തിയിട്ടുണ്ടോ?

Rao Bahadur Dr. N. Kunjan Pillai : അങ്ങിനെയും കണ്ടേക്കും.

Mr. J. John Kattakayam : ഈ സംഗതിയിൽ ശിക്ഷിച്ചിട്ടുള്ള ശിക്ഷകളും വല്ലതും അസ്ഥിരപ്പെടുത്തിയിട്ടുണ്ടോ?

Rao Bahadur Dr. N. Kunjan Pillai : ഉണ്ടെന്നു തോന്നുന്നില്ല.

Mr. J. John Kattakayam : തഹശിൽദാരുടെ ശിക്ഷ കൗൺസൽ ചെയ്തതായി മെംബക്കറിയാമോ?

Rao Bahadur Dr. N. Kunjan Pillai : അറിഞ്ഞുകൂടാ.

Mr. M. N. Paramesvaran Pillai: What are the irregularities that have been fonud against the Tahsildars ?

Rao Bahadur Dr. N. Kunjan Pillai : The unsatisfactory manner in which they made arrangements for the reception of a State guest.

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Mr. M. N. Paramesvaran Pillai: May I know whether any tour programme was sent to the Tahsildar in connection with the visit of this Thamprakal ?

Rao Bahadur Dr. N. Kunjan Pillai: Yes.

Mr. M. N. Paramesvaran Pillai: If so, by whom?

President: By the officers who were in duty.

Mr. M. N. Paramesvaran Pillai: My question is, who sent the programme, issued by Government, to the Peishkar and then to the Tahsildar. There is something wrong in the statement.

Rao Bahadur Dr. N. Kunjan Pillai: There is no mistake, Sir.

Mr. M. N. Paramesvaran Pillai: May I know whether any enquiry was conducted thereon ?

Rao Bahadur Dr. N. Kunjan Pillai: Yes, Sir.

President: I object to the nature of the question.

Mr. M. N. Paramesvaran Pillai: My question is whether the report of the Peishkar was considered by the Dewan or by Government in meting out the punishment to the Tahsildar ?

Rao Bahadur Dr. N. Kunjan Pillai: Yes, it was considered.

Mr. M. N. Paramesvaran Pillai: May I know whether the Thamprakal was sent back on account of unsoundness of mind.

Rao Bahadur Dr. N. Kunjan Pillai: A point of order, Sir.

President: The Government member appeals to the Chair. Whether the unsoundness arises from the unsatisfactory arrangements or not, the Chair thinks that it is not at all germane. Is it to be inferred, that because proper arrangements were not made that he became unsound in mind ? (*Laughter.*)

Mr. M. N. Paramesvaran Pillai: May I know whether any complaint was actually made by this Thamprakal about the ill-treatment given to him ? Sir, I ask whether he has personally made any complaints. It is for this purpose that I made the other question and I think it was all a mischief done by others.

Rao Bahadur Dr. N. Kunjan Pillai: No, Sir. The complaint was made.

Mr. M. N. Paramesvaran Pillai: By whom was it made ?

Rao Bahadur Dr. N. Kunjan Pillai: By the guest himself.

President: Well, the guest himself made a report to Government that the arrangements were not satisfactory.

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Mr. M. N. Paramesvaran Pillai: May I know Sir, whether he was sent back from Trivandrum and whether he was sent in a Government ambulance car?

President: Now, we are simply dealing with the arrangements made for him at a particular date.

Mr. M. N. Paramesvaran Pillai: The Chair rules and so I do not press.

What is the punishment meted out to the Tahsildar? What is the difference between the punishments given to the Ambalapuzha and Parur Tahsildars?

President: It was already answered that they will not divulge the punishment.

Mr. M. N. Paramesvaran Pillai: May I know whether the Tahsildar is still retained at Ambalapuzha?

Rao Bahadur Dr. N. Kunjan Pillai: He is not acting as Tahsildar of Ambalapuzha now.

Mr. M. N. Paramesvaran Pillai: May I know whether the Tahsildar at Parur is still acting as Tahsildar?

Rao Bahadur Dr. N. Kunjan Pillai. He is.

Mr. M. N. Paramesvaran Pillai: May I know whether it is to provide for the Tahsildar at Parur that the Tahsildar at Ambalapuzha was sacked?

Rao Bahadur Dr. N. Kunjan Pillai: Not at all.

Criminal Revision Petition No. 536 of 1108 of the Travancore High Court.

110. ***Mr. J. John Kattakayam:** Will the Government be pleased to state:

(*a*) whether a Full Bench of the Travancore High Court has recently in revision, (Crl. Revision Petition No. 536 of 1108,) converted a sentence of acquittal into one of conviction;

(*b*) what was the nature of the sentence passed by the Full Bench in that case:

(*c*) whether that sentence was executed, if so, how;

(*d*) whether any fine was realised from the accused in that case;

(*e*) whether after the realisation of the fine, the original sentence was set aside as being erroneous in law and the accused ordered to stand a re-trial;

(*f*) whether the accused have now set up the contention in the trial court that they could not be tried again for the same offence after the conviction and the execution of the sentence by the High Court; and

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